

**BEFORE THE ARIZONA BOARD OF OSTEOPATHIC EXAMINERS
IN MEDICINE AND SURGERY**

IN THE MATTER OF:)	Case No. 3296
)	
COREY GILLILAND, D.O.)	CONSENT AGREEMENT
)	FINDINGS OF FACT, CONCLUSIONS
Holder of License No. 3935 for the)	OF LAW AND ORDER
practice of osteopathic medicine in the)	
State of Arizona.)	
_____)	

STIPULATION

By mutual agreement and understanding, the Arizona Board of Osteopathic Examiners (hereafter "Board") and Corey Gilliland, D.O. (hereinafter "Respondent"), the parties hereto agree to the following disposition to this matter.

1. Respondent acknowledges that he and his attorney have read this Consent Agreement for Findings of Fact, Conclusions of Law and Order; and, Respondent and his attorney are aware of and understand the contents of this document.

2. Respondent understands that by entering into this Stipulation, he voluntarily relinquishes any rights to a hearing on the matters alleged as grounds for Board action or to seek judicial review of the consent order in state or federal court.

3. Respondent understands that this Stipulation and Consent Order will not become effective unless approved by the Board and signed by its Executive Director.

4. Respondent further understands that this Stipulation and Consent Order, once approved and signed, shall constitute a public records which will be disseminated as a formal action of the Board as required by A.R.S. §§ 32-1855 (L) and (K).

5. Respondent without admitting responsibility acknowledges and accepts the imposition the statement of facts and conclusions of law contained in the Stipulated Consent Order.

6. All acknowledgments made by Respondent are solely for final disposition of this matter and any subsequent administrative proceedings or litigation involving the Board, Respondent and the State of Arizona; and, therefore, said acknowledgements by Respondent are not intended for any other purpose or administrative regulatory proceeding or litigation in another state or federal court.

7. Respondent acknowledges and agrees that upon signing and returning this document (or a copy thereof) to the Board's Executive Director, he may not later revoke or amend this Consent Agreement or any part of the Findings of Fact, Conclusions of Law and Order, although said Consent Agreement has not yet been accepted by the Board and issued by its Executive Director, without first obtaining Board approval.

REVIEWED AND ACCEPTED this 7th day of May, 2005.

(Signature on Original Document)

Corey Gilliland, D.O.

(Signature on Original Document)

Kraig Marton, Attorney for Respondent
(Approving as to form)

JURISDICTIONAL STATEMENTS

1. The Board is empowered, pursuant to A.R.S. §§ 32-1800 et seq. to regulate the licensing and practice of osteopathic medicine in Arizona.

2. Respondent holds license No. 3935 practice osteopathic medicine in Arizona.

FINDINGS OF FACT

1. On or about November 2003, Respondent was arrested by the Fayetteville Police Department and charged with twenty felony counts of Second Degree Exploitation of a Minor and

twenty felony counts of 3rd Degree Exploitation of a Minor relating to photographs found on this home computer.

2. On February 10, 2005, Respondent plead no contest to ten misdemeanor counts of Contributing to the Delinquency of a Minor in Cumberland County Superior Court.

3. Respondent was given a suspended sentence and placed on probation.

CONCLUSIONS OF LAW

1. The Board has the authority to enter into a stipulated order for disciplinary action against a licensee, pursuant to A.R.S. § 41-1061(D), A.R.S. § 32-1855. The conduct described in the above Findings of Fact constitute unprofessional conduct, specifically, a violation of A.R.S. § 32-1854 (2), which states in pertinent part, “Committing a misdemeanor involving moral turpitude.”

ORDER

Pursuant to the authority vested in the Board, IT IS HEREBY ORDERED THAT:

1. Effective May 7, 2005, Corey Gilliland, D.O. (“Respondent”), holder of Board license 3935 is placed under PROBATION for five (5) years and shall comply with the terms and conditions of probation as set forth herein:

2. Respondent shall be assessed and, if recommended in the assessment, obtain psychiatric or psychological counseling and treatment as it relates to the original charges of exploitation of a minor. The persons conducting the assessment and providing any treatment need not be the same person, but must be a therapist(s) who is either a licensed psychiatrist and/or psychologist, and selected by Respondent and approved by the Board. Respondent shall inform the Board in writing, within sixty days of the date of this Order, of the therapist's name, address and telephone number. Respondent shall comply with the therapist's recommendation for the frequency of therapy treatment sessions, and shall undertake and fully cooperate with a program of treatment established by the therapist. In the event Respondent changes therapists, he shall give the Board

written notice within ten (10) days of said action. In the event that Respondent is treated with psychotropic drugs, those drugs must be prescribed and monitored by a psychiatrist.

3. Respondent's therapist(s) shall receive a copy of this Order and Board staff shall cooperate with and disclose all relevant information in the Board's files concerning Respondent. Both the treating therapist and the person conducting the assessment shall be directed by Respondent to send to the Board a written progress report within 30 days of the initial visit and afterward upon request, for the remainder of the probation. Respondent shall waive any confidentiality concerning his psychotherapy so that the Board may receive full disclosure of information. The expense of the assessment, therapy and the reports to the Board by Respondent's therapist shall be the sole responsibility of the Respondent.

4. Respondent shall provide a copy of this Order and any subsequent Orders or Amendments to all facilities where Respondent is currently (or subsequently) employed as a physician and/or has (or subsequently receives) privileges to engage in the practice of medicine.

5. Respondent shall not diagnose or treat minor females under the age of 18 with the exclusions of respondent's family while on probation, except that Respondent may treat such patients as part of any medical residency programs with appropriate supervision and control as approved by the Board.

6. Respondent may petition the board, based upon his therapist recommendation, to modify the terms and conditions of this Probation.

7. If the Board so orders, Respondent shall submit to and cooperate in any independent medical or psychological evaluation that may be ordered by the Board and conducted by a designated physician and/or psychologist, which shall be paid for by Respondent.

8. Respondent shall appear before the Board or staff upon receipt of a request by written, telephonic, or electronic notification from the Board staff given at least five (5) days prior to

the meeting.

9. Respondent shall reimburse the Board for all expenses associated with the continued monitoring of this matter.

10. Respondent shall continue to meet all licensing requirements, including renewal of his license and payment of applicable fees pursuant to A.R.S. § 32-1825.

11. In the event Respondent moves from Arizona or ceases to practice medicine in Arizona while still maintaining an Arizona license, he shall give written notice to the Board within twenty (20) days of moving or ceasing practice. The Board may stay the terms and duration of probation until Respondent again practices medicine in Arizona, or may take other action.

12. Respondent's failure to comply with the terms of this Order shall constitute unprofessional conduct as defined at A.R.S. § 32-1854(26) and may be considered grounds for further disciplinary action.

ISSUED this 10th day of May, 2005.

ARIZONA BOARD OF OSTEOPATHIC EXAMINERS

IN MEDICINE AND SURGERY

By: _____ (*Signature on File*)

Jack Confer, Executive Director

Copies of the foregoing mailed
this 12th day of May, 2005 to:

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